

DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

COPY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: *huBUB3 Gene Involved in Human Cancers*

the specification of which (check one) \_\_\_\_\_ is attached hereto X was filed on December 10, 1998 as Application Serial No. 09/208,743 and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed	
Number	Country	Day/Month/Year Filed	Yes	No

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Patented, Pending, Abandoned
60/049,068	June 11, 1997	X
60/068,102	December 19, 1997	X
60/070,182	December 30, 1997	X
60/088,991	June 11, 1998	X

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Patented, Pending, Abandoned

I hereby declare that all statements herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Todd W. Seeley  
Inventor's signature Todd W Seeley Date 3/31/99  
Residence Moraga, California  
Citizenship U.S.A.  
Post Office Address 5 Harold Drive, Moraga, California 94556 U.S.A.

Applicant : Todd W. Seeley  
 Filed : February 27, 2002  
 For : huBUB3 GENE INVOLVED IN HUMAN CANCERS

Date : February 27, 2002

## DECLARATION

I, Monica Steinborn, in accordance with 37 C.F.R. § 1.821(f) do hereby declare that, to the best of my knowledge, the content of the paper entitled "Sequence Listing" and the computer readable copy contained within the floppy disk are the same.

Dated this 27th day of February, 2002.

Manica Stembom

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Present Application:**

Applicants : Todd W. Seeley  
Title : huBUB3 GENE INVOLVED IN HUMAN CANCERS  
Docket No. : PP-01406.004 / 200130.438D1  
Date : February 27, 2002

**Prior Application:**

Examiner : Sumesh Kaushal Ph.D.  
Art Unit : 1633  
Application No. : 09/208,743

Box Patent Application  
Commissioner for Patents  
U.S. Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

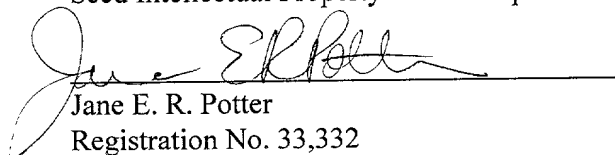
**APPOINTMENT OF ASSOCIATE POWER OF ATTORNEY**

Commissioner for Patents:

I, Jane E. R. Potter, attorney of record in the above-identified application, appoint as associate attorneys Lisa E. Alexander, Reg. No. 41,576; Robert P. Blackburn, Reg. No. 30,447; Anne S. Dollard, Reg. No. 43,935; Joseph H. Guth, Reg. No. 31,261; Rebecca M. Hale, Reg. No. 45,680; Alisa A. Harbin, Reg. No. 33,895; Charlene A. Launer, Reg. No. 33,035; David P. Lentini, Reg. No. 33,944; and Kimberlin L. Morley, Reg. No. 35,391 of Chiron Corporation, 4560 Horton Street, Emeryville, CA 94608-2916.

Respectfully submitted,

Seed Intellectual Property Law Group PLLC

  
Jane E. R. Potter  
Registration No. 33,332



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PATENT TRADEMARK OFFICE

(JEP:cew) #251225